



IRSW

Docket No.: N9810.0025/P025  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Harry A. Dugger, III et al.

Application No.: 10/671,715

Confirmation No.: 9275

Filed: September 29, 2003

Art Unit: 1616

For: BUCCAL, POLAR AND NON-POLAR  
SPRAY CONTAINING ZOLIPIDEM

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Examiner: M. Haghighatian

**RESPONSE TO RESTRICTION REQUIREMENT**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed February 2, 2006, Applicant hereby provisionally elects claims 1-10, 22-28, 40-48, 57, 59 and 61 for continued examination.

The Examiner has required restriction between Group I, claims 1-10, 22-28, 40-48, 57, 59 and 61 drawn to a propellant free composition; and Group II claims 11-21, 29-40, 49-56, 58, 60 and 62, drawn to a composition containing a propellant.

Applicants expressly reserve the right to file a divisional application directed to the claims of Group II.

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Dated: February 23, 2006

Respectfully submitted,

By 

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